

**DECLARATION FOR UTILITY OR DESIGN
PATENT APPLICATION**

- ☒ Declaration Submitted with Initial Filing 
- ☐ Declaration Submitted after Initial Filing

| | |
|------------------------|------------------|
| Attorney Docket Number | 1116-008/JRD |
| First Named Inventor | Pacey |
| COMPLETE IF KNOWN | |
| Application Number | |
| Filing Date | December 6, 2000 |
| Group Art Unit | |
| Examiner's Name | |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

INTUBATION INSTRUMENT

the specification of which

☒ is attached hereto; OR

☐ was filed on _____ as U.S. Application Number _____, and was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a) - (d) or §385(b) of any foreign application(s) for patent or inventor's certificate, or §385(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application Numbers | Country | Foreign Filing Date | Priority Not Claimed | Certified Copy Attached? | |
|--------------------------------------|---------|------------------------|--------------------------|--------------------------|--------------------------|
| | | | | Yes | No |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

| Application Number(s) | Filing Date | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto. |
|-----------------------|-------------------|---|
| 60/067,205 | December 1, 1997 | |
| 60/074,355 | February 10, 1998 | |
| 60/168,711 | December 6, 1999 | |
| 60/223,330 | August 7, 2000 | |

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application Number | PCT Parent Number | Parent Filing Date | Parent Patent Number (if applicable) |
|--------------------------------|-------------------|------------------------------------|--------------------------------------|
| 09/704,507 09/080,891 | | November 2, 2000 April 15, 1998 | Pending 6,142,144 |

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

DECLARATION - Utility or Design Patent Application

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Customer Number 21034

Direct all correspondence to:

Customer Number 21034

Please direct all telephone calls to: John R. Dawson at telephone number (503) 249-7066.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

First or Sole Inventor

☐ A petition has been filed for this unsigned inventor.

Inventor's Name John A. Pacey

Inventor's Signature

John A. Pacey M.D.

Date: December 6, 2000

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Second Joint Inventor (if any)

☐ A petition has been filed for this unsigned inventor.

Inventor's Name

Inventor's Signature

Date:

Residence

Citizenship

Post Office Address

Third Joint Inventor (if any)

☐ A petition has been filed for this unsigned inventor.

Inventor's Name

Inventor's Signature

Date

Residence

Citizenship

Post Office Address